GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD – Allegation of not generated and uploaded FTOs for (18) works "Construction of CC road and Drains from Internal CC roads in the Vargani (v) & Pedanandipadu(v) of Pedanandipadu(M), Guntur"- Delay for payment of said works – Causing embarrassment situation before the Hon'ble High Court of AP, in CCNo.1743/2022 in WPNo.25737/2021 - Disciplinary proceedings under Rule 20 of APCS(CC&A) Rules, 1991 against Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service - Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-II) DEPARTMENT

G.O.Rt.No.920. **Dated:21-11-2022.**
Read the following:-

1) High Court of A.P., W.P.No.25737/2021 filed by Sri Muddana Raghavaiah R/o Pedanandipadu, Guntur Dt:05.11.2021.
2) C.C.No.1743/2022 filed by Sri Muddana Raghavaiah before HC of A.P., Form-I notice issued dt:21.6.2022 and Personal Appearance of Principal Secretary to Govt. PR&RD on 18.11.2022.
3) G.O.Ms.No.100, PR&RD(Vig.II) Dept., dt:21.11.2022.

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ORDER:

In pursuance of the sanction accorded in the reference 3rd read above, under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980, for instituting departmental proceedings against Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service in accordance with the procedure laid down in Rule-20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service is directed to submit his written statement of defence within (10) days of the receipt of this order.

4. Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service is informed that an enquiry will be held only in respect those article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to

(Contd..Page 2)

comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service is invited to Rule-24 of the APCS (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of APCS(Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service
(through the ENC, PR, Vijayawada).
The ENC, PR, Vijayawada.
(in duplicate with a request to serve and return the dated acknowledgement copy)

Copy to:
The PR & RD (Estt-I) Department.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI L. RAVI KUMAR, THE THEN EE, PRI, GUNTUR, NOW RETIRED FROM SERVICE.

-:0:-

CHARGE:

That, Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service has not generated and uploaded FTOs for (18) works "Construction of CC road and Drains from Internal CC roads in the Vargani (v) & Pedanandipadu(v) of Pedanandipadu(M), Guntur" even though the said works were completed in March, 2019. The High Court of AP ordered in W.P.No.25737/2021 of payment of above works on 05.11.2021, thereby delay between High Court orders and final bill payment which was done on 08.11.2022, causing embarrassment situation by Govt. before the Hon'ble High Court of AP in C.C.No.1743/2022.

2. By his above mentioned act, Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service failed to discharge his duties, exhibit lack of integrity, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant and thereby contravened Rule 3 (1) and 3 (2) of APCS (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI L. RAVI KUMAR, THE THEN EE, PRI, GUNTUR, NOW RETIRED FROM SERVICE.

Basis:

i. Whereas, Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service have verified the (18) works "Construction of CC road and Drains from Internal CC roads in the Vargani (v) & Pedanandipadu(v) of Pedanandipadu(M), Guntur" in the said works were completed in March, 2019.

ii. The Commissioner, PR & RD, Guntur has instructed to initiate necessary steps and ensure closures/completion of incomplete works by 31st, March.

iii. The said works were completed in the year 2019, the Hon'ble High Court of AP in its orders dated 05.11.2021 directed payment shall be paid within a period of four weeks. The balance payment was done on 08.11.2022, there is delayed between generation of FTO and actual payment given.

iv. The balance bill amount of Rs.52,09,112/- to be paid for NREGS share duly deducting statutory recoveries of Rs.4,78,438/- and net amount to be paid Rs.47,30,674/-. The FTOs are not generated and uploaded for these works even though orders of Hon'ble High Court of A.P., in W.P.No.25737/2021 dt:05.11.2021.

v. The final bill amount of Rs.47,30,674/- has been paid after (1) years there is a delay between the High Court of AP orders dated 05.11.2021 and final bill amount paid on 08.11.2022.

Thereby, unnecessary complications and legal issues have been aroused and huge embarrassment situation by Govt. before the Hon'ble High Court of AP in C.C.No.1743/2022

Thus the Government Servant Sri L. Ravi Kumar, the then EE, PRI, Guntur, now retired from service failed to discharge his legitimate duties properly and conduct unbecoming of a Government Servant and there by contravened the Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964.

Hence, the charge.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI L. RAVI KUMAR, THE THEN EE, PRI, GUNTUR, NOW RETIRED FROM SERVICE ARE PROPOSED TO BE SUSTAINED:

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1) Orders dated:05.10.2021 of HC of A.P., in W.P.No. 25737 of 2021 filed by Sri M. Raghavaiah, R/o Pedanandipadu, Guntur.

2) Contempt Case No.1743/2022 filed by Sri M. Raghavaiah.

3) Brief History of Bill submission in C.C.No.1743/2022 submitted by EE, PRI Division, Guntur.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGE AGAINST SRI L. RAVI KUMAR, THE THEN EE, PRI, GUNTUR, NOW RETIRED FROM SERVICE IS PROPOSED TO BE SUSTAINED :

-:0:-

- NIL –

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

SECTION OFFICER